

Message Text

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15

ACTION EB-07

INFO OCT-01 EA-07 ISO-00 CAB-02 CIAE-00 COME-00 DODE-00

DOTE-00 INR-07 NSAE-00 FAA-00 L-03 TRSE-00 OMB-01

/028 W

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R 050940Z SEP 75

FM AMEMBASSY TOKYO
TO SECSTATE WASHDC 3076

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E.O. 11652: N/A

TAGS: EAIR, JA

SUBJ: CIVAIR: REJECTION BY JCAB OF PROPOSED AIR FARE FILINGS

REF: TOKYO 12340

1. EMBOFF WAS CALLED TO JCAB SEPTEMBER 4 TO DISCUSS AIDE
MEMOIRE LEFT WITH FONOFF SEPTEMBER 2 INFORMING GOJ OF USCAB
ACQUIESCENCE IN PAN AM'S LOWER TRANS-PACIFIC EXCURSION
FARE AND ITS COMING INTO EFFECT ON SEPTEMBER 1.

2. JCAB OFFICIAL ASKED FOR THE LEGAL JUSTIFICATION FOR
USG'S ALLOWING PAN AMERICAN TO PUT THE NEW FARE INTO
EFFECT. HE STATED THAT IS WAS THE JCAB'S VIEW THAT, UNDER
THE US-JAPAN AIR TRANSPORT SERVICES AGREEMENT, A CONTRACTING
PARTY IS NOT TO ALLOW A PROPOSED NEW FARE TO COME INTO EFFECT
QTE UNLESS BOTH THE US AND GOJ APPROVE THE FARE. UNQTE. THE
GOJ HAD DISAPPROVED THE FARE: YET THE USG HAD ALLOWED ITS
IMPLEMENTATION. OFFICIAL FURTHER STATED THAT JCAB
HAD SAME DAY CALLED IN PAN AM REP AND QUOTE ASKED
PAN AM NOT TO APPLY THE NEW FARE. UNQTE.
OFFICIAL CLOSED BY AGAIN REQUESTING CLARIFICATION FROM
US REGARDING USG ACTION.

3. EMBOFF AGAIN REITERATED OUR VIEW THAT NEW FARE IS
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REASONABLE GIVEN THOSE BEING CHARGED BY OTHER AIRLINES

FLYING THE PACIFIC. HOWEVER, EMBOFF UNABLE PROVIDE
LEGAL JUSTIFICATIONU UNDER TREATY FOR USG ACTION WHICH
GOJ OBVIOUSLY SEEKING.

4. PAN AM REP ALSO TOLD US HE HAD RECEIVED "VERBAL
WARNING" FROM JCAB NOT TO IMPLEMENT FARE BUT THAT NO
SPECIFIC ACTION AGAINST PAN AM HAD BEEN THREATENED.

5. ACTION REQUESTED: REQUEST CLARIFICATION FROM
DEPARTMENT RE LEGAL BASIS FOR OUR ACTION SO THAT THIS
MATTER MAY BE PURSUED WITH JCAB.

HODGSON

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NNN

Message Attributes

Automatic Decaptoning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: CIVIL AVIATION, TEXT, AIR FARES, AIDE MEMOIRE
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Copy: SINGLE
Draft Date: 05 SEP 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: buchant0
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
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Executive Order: N/A
Errors: N/A
Film Number: D750308-0789
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Handling Restrictions: n/a
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ISecure: 1
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Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION EB
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Original Handling Restrictions: n/a
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Margaret P. Grafeld
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EO Systematic Review
06 JUL 2006

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Secure: OPEN
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TAGS: EAIR, JA, US
To: STATE
Type: TE
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